

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

INOVIS, INC.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 07-459 (GMS)
	)	
DISTANCE DIGITAL CO., LLC and	)	
CLASSIFIED INFORMATION, INC.,	)	
	)	
Defendants.	)	

**INOVIS' REVISED NOTICE OF DEPOSITION OF  
CLASSIFIED INFORMATION PURSUANT TO RULE 30(b)(6)  
AND OF CHRISTAN PUTNAM RELATING TO CLASSIFIED'S  
MOTION TO DISMISS FOR LACK OF SUBJECT MATTER JURISDICTION**

PLEASE TAKE NOTE THAT pursuant to Rule 30(b)(6) of the Federal Rules of Civil Procedure and the Court's Scheduling Conference of October 29, 2007, plaintiff, Inovis USA, Inc. ("Inovis"), will take the deposition upon oral examination pursuant to Rule 30(b)(6) of Classified Information, Inc. ("Classified"), and of Mr. Christan Putnam commencing at 9:00 a.m. on December 19, 2007, at the offices of Andrews Kurth LLP, 1717 Main Street, Suite 3700, Dallas, Texas 75201, or at such other location and time as may be mutually agreed, before a Notary Public or fully authorized officer authorized to administer oaths. Testimony shall be recorded by stenographic means and/or by videotape.

Pursuant to Fed. R. Civ. P. 30(b)(6), Inovis requests that Classified produce one or more officer(s), directors(s), managing agent(s), or other persons who are designated and consent to testify on its behalf as to each of the subject matters set forth in Schedule A, attached hereto. Pursuant to said rule, Classified is requested to prepare said designee(s) to testify as to matters known by, or reasonably available to, Classified falling within each of the stated subject matters.

The deposition will proceed in accordance with the Federal Rules of Civil Procedure and will continue until upon completion of the 30(b). The deposition will continue from day to day until completed. You are invited to attend and participate.

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

*/s/ Julia Heaney*

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December 6, 2007

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## **Schedule A**

### **Definitions**

1. The definitions in Inovis' First Request to Classified Information for the Production of Documents and Things Relating to Classified's Motion to Dismiss for Lack of Subject Matter Jurisdiction is hereby incorporated by reference.

2. The terms "Classified," "CI," "defendant," "you," and "your" refer to Defendant Classified Information, Inc., ("Classified"), a Delaware corporation, and its shareholders, authorized persons, employees, attorneys, agents, managing agents, divisions, business units, officers, and directors as well as Classified's predecessors and successors in interest and their members, shareholders, partners, subsidiaries, divisions, business units, officers, directors, agents, managing agents, attorneys, and employees.

3. The terms "Distance Digital" and "DD" refer to Defendant Distance Digital Co., LLC, and its members, authorized persons, employees, attorneys, agents, managing agents, divisions, business units, officers, and directors, as well as its predecessors and successors in interest and their members, shareholders, partners, subsidiaries, divisions, business units, officers, directors, agents, managing agents, attorneys, and employees.

4. The term "Inovis" refers to Inovis, Inc. and Inovis USA, Inc.

5. "669 patent" refers to U.S. Patent No. 5,812,669.

### **Rule 30(b)(6) Deposition Categories**

1. The identity of all present officers, employees, directors, and shareholders of Classified.

2. Mr. Christian Putnam's position(s), role, and authority at Classified.

3. The control and ownership of Classified and Classified's assets since July 1, 2007.

4. The ownership of the 669 patent, including, but not limited to, any assignment, transfer in ownership, security agreement, license, contract limiting ownership rights, or other agreements relating to rights in the 669 patent.

5. The purported “Assignment of Patent Rights” between Classified and Distance Digital and “Patent Purchase Agreement” between Classified and Distance Digital.

6. Communications between Classified and Distance Digital relating to the 669 patent or Inovis.

7. Any acquisition of the 669, including, but not limited to, any acquisition of the 669 patent by way of acquisition of Classified or any assets of or stock in Classified.

8. Any attempts to license or enforce the 669 patent.

9. Communications with customers of Inovis.

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on December 6, 2007, I electronically filed the foregoing with the Clerk of the Court using CM/ECF which will send notification of such filing to the following:

Steven J. Balick  
John G. Day  
Tiffany Geyer Lydon  
ASHBY & GEDDES

Arthur G. Connolly, III  
CONNOLLY BOVE LODGE & HUTZ LLP

and that copies were caused to be served upon the following individuals in the manner indicated:

**BY ELECTRONIC MAIL**

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